

CHILD CUSTODY AMENDMENTS

2008 GENERAL SESSION

STATE OF UTAH

LONG TITLE**General Description:**

This bill provides that a parent who has been convicted of a sexual offense involving a minor may not be awarded custody of a minor child unless the other parent is unavailable and requires all parent-time be supervised.

Highlighted Provisions:

This bill:

- ▶ prohibits an award of custody to a parent convicted of a sexual offense involving a minor; and
- ▶ requires all parent-time with a parent convicted of a sex offense be supervised.

Monies Appropriated in this Bill:

None

Other Special Clauses:

None

Utah Code Sections Affected:

ENACTS:

30-3-34.5, Utah Code Annotated 1953

Be it enacted by the Legislature of the state of Utah:

Section 1. Section **30-3-34.5** is enacted to read:

30-3-34.5. Conviction of sex offense -- Custody and parent-time -- Best interest of the child.

(1) A parent convicted of an offense in Title 76, Chapter 5, Part 4, Sexual Offenses, involving a minor may not be awarded physical custody of a minor child unless the other parent is unavailable.

(2) A noncustodial parent convicted of an offense in Title 76, Chapter 5, Part 4, Sexual Offenses, involving a minor may only be awarded supervised parent-time.